IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

MONDAY, THE 26TH FEBRUARY 2007 / 7TH PHALGUNA 1928

WP(C).No. 6298 of 2007(Y)

PETITIONER:

T.A.GEORGE, JUDEEN FURNITURES,
EDAVANAKKAD, KOCHI, ERNAKULAM.

BY ADV. SRI.C.S.RAMANATHAN

RESPONDENTS:

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1. UNION OF INDIA REPRESENTED BY THE SECRETARY, MINISTRY OF INDUSTRIES (SSI AND ART) NEW DELHI.

2. GENERAL MANAGER, NATIONAL SMALL INDUSTRIES LIMITED, NEW DELHI.

3. REGIONAL GENERAL MANAGER, NATIONAL SMALL INDUSTRIES CORPORATION, ANNA MALAI, CHENNAI.

4. MANAGER, NATIONAL SMALL INDUSTRIES CORPORATION, SHANMUGHAM ROAD, KOCHI.

R1 BY ADV.SRI.JOHN VARGHESE, A.S.G.
R2 TO R4 BY ADV.SRI.MILLU DANDAPANI.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B.RADHAKRISHNAN, J

W.P(C).No.6298 OF 2007

Dated this the 26th day of February, 2007

JUDGMENT

The petitioner was a chronic defaulter after having availed financial assistance from the National Small Industries Corporation Ltd. Certain cheques issued by him to that organisation also bounced. He faced prosecution.

2. Out of the total outstanding of Rs.43,398/-, an amount of Rs.5,000/- was paid by him and a further amount of Rs.1,000/- was paid towards expenses incurred by the lender in connection with the criminal case. Ultimately, the default review committee of the lender decided to write off the remaining portion of Rs.38,398/- and such recommendation was accepted by the lender on compassionate grounds. Following that the case of the petitioner was closed and transfer of ownership was issued to the petitioner on 1.3.2006.

3. This writ petition is filed contending that the second respondent has to take a decision de novo on the aforesaid matter. I do not find any ground to issue any writ as sought for.

The writ petition fails, the same is accordingly dismissed.

THOTTATHIL B.RADHAKRISHNAN
Judge

kkb.